IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.16 OF 2003
(FOR CONDONATION OF DELAY)
IN
LETTERS PATENT APPEAL (ST) NO.41419 OF 2002
IN
WRIT PETITION NO.3349 OF 2001

The Executive Engineer & Anr. ..Applicants

Versus

Shri Radhakrisan Deoram Khairnar ..Respondent

Mr.S.R.Nargolkar AGP for the applicants.

Coram : R.M.LODHA &
R.S.MOHITE,JJ

Date : 21.03.2005.

PC

. Heard the learned Assistant Government Pleader for the applicants.

2. By this application the applicants prays for condonation of delay in filing the Letters Patent Appeal aggrieved by the order dated 13.2.2002 passed by the learned single Judge in Writ Petition No.3349 of 2001.

3. The delay is of 302 days. The only cause shown in the application is that after the order came to be passed by the learned single Judge, the same was communicated to the applicants by the office of the

Additional Government Pleader and the applicants thereafter sought sanction from the Law & Judiciary Department, Mantralaya, Mumbai and that resulted in delay.

4. We are afraid the application does not spell out any sufficient cause for condonation of delay. The long delay of 302 days remains un-explained.

5. Application for condonation of delay is accordingly dismissed.

(R.M.LODHA,J)

(R.S.MOHITE,J)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

LETTERS PATENT APPEAL (ST) NO.41419 OF 2002
IN
WRIT PETITION NO.3349 OF 2001

The Executive Engineer & Anr. ..Appellants

Versus

Shri Radhakrisan Deoram Khairnar ..Respondent

Mr.S.R.Nargolkar AGP for the appellants.

Coram : R.M.LODHA &
R.S.MOHITE,JJ

Date : 21.03.2005.

PC

. In view of dismissal of Civil application for condonation of delay, the Letters Patent Appeal has to be dismissed as time barred.

2. We order accordingly.

(R.M.LODHA,J)

(R.S.MOHITE,J)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.17 OF 2002
(FOR STAY)
IN
LETTERS PATENT APPEAL (ST) NO.41419 OF 2002
IN
WRIT PETITION NO.3349 OF 2001

The Executive Engineer & Anr. ..Applicants

Versus

Shri Radhakrisan Deoram Khairnar ..Respondent

Mr.S.R.Nargolkar AGP for the applicants.

Coram : R.M.LODHA &
R.S.MOHITE,JJ

Date : 21.03.2005.

PC

. In view of dismissal of Letters Patent Appeal as time barred, this Civil application does not survive and is dismissed accordingly.

(R.M.LODHA,J)

(R.S.MOHITE,J)